

CITY COUNCIL, CITY OF LODI
CITY HALL COUNCIL CHAMBERS
MAY 18, 1960

This regular meeting of the City Council of the City of Lodi held beginning at 8:00 o'clock p.m. of Wednesday, May 18, 1960; Councilmen Brown, Katzakian, Mitchell, Ullmann and Culbertson (Mayor) present; none absent.

City Manager Graves, Administrative Assistant Carlton, City Attorney Mullen and Planning Director Rodgers also present.

MINUTES Minutes of May 4, 1960 were approved as written and mailed on motion of Councilman Katzakian, Brown second.

PUBLIC HEARINGS

REZONE 300 BLK. Notice thereof having been published in accordance with law, Mayor Culbertson called for public hearing on the proposal to rezone from R-2 and R-3 residential to R-4 multiple family-institutional property in the 300 block on the east side of South Orange Avenue. This is the property now occupied by the Mainland Nursery. There were no protests, written or oral. The City Manager read the recommendation from the Planning Commission that the property be rezoned to R-4 with the provision that additional access into the property be provided by a street extending easterly from Orange Avenue. On motion of Councilman Katzakian, Brown second, the City Council introduced Ordinance No. 675 rezoning the property in the 300 block on the east side of South Orange Avenue to R-4 by reading of title only and waiving reading of the ordinance in full. It is understood that the Ordinance will not be adopted until an agreement concerning access into the property has been made.

HARRISON ANNEX WITH C-1 ZONING Mr. Paul Harrison, 1301 West Lodi Avenue, read a statement requesting favorable consideration of request for C-1 zoning along with the request for annexation of property at the northwest corner of Lodi Avenue and Ham Lane, stating that the area was no longer suitable for residential use. He was informed that the matter would be set for public hearing when the petition was presented under "Communications."

PLANNING COMMISSION

FINAL MAP BENSON MANOR NO. 2 The final map on Benson Manor Unit No. 2 was presented for approval, all conditions of the Subdivision Ordinance having been complied with except receipt of Map Filing Report. The final map was approved subject to receipt of the Map Filing Report on motion of Councilman Mitchell, Brown second.

COMMUNICATIONS

HARRISON ADDITION A petition from owners of 2.5 acres on the northwest corner of Lodi Avenue and Ham Lane requesting annexation thereof with C-1 commercial zoning to become effective coincident with annexation. The boundaries were approved by the County Boundary Commission on April 11, 1960. On motion of Councilman Katzakian, Brown

RES. NO. 2321 second, the Council adopted Resolution No. 2321
ADOPTED stating its intention to annex the property
as the Harrison Addition and setting public
hearing thereon and on the request for C-1
zoning for July 6, 1960. The Council also
ordered referral of the petition to the City
Planning Commission for recommendation.

FIRST BAPTIST Letter from the First Baptist Church concern-
CHURCH PARK- ing its proposed use of a lot on the southwest
ING AREA corner of Pine and Central Avenue as a park-
REQUEST ing lot and requesting permission to remove
the trees in the area between the curb and
sidewalk and to remove the sidewalk and re-
construct it against the existing curb so as
to increase the parking area of the lot by
using five feet of the City's right of way
presently occupied by sidewalk. The Church
also requested permission to install a 20-
foot driveway on Pine Street in approximately
the middle of its lot. Councilman Katzakian
questioned the legality of allowing public
property to be used by private organizations
or individuals. City Attorney Mullen stated
there was a constitutional prohibition on
private use of public property. Councilman
Katzakian moved that the request of the First
Baptist Church to remove the sidewalk and re-
place it next to the curb in order to provide
additional parking space be rejected. Motion
was seconded by Councilman Mitchell and carried
by the following vote:

Ayes: Councilmen - Katzakian, Mitchell
and Culbertson

Noes: Councilmen - Brown and Ullmann

Mr. Robert Krueger, Chairman of the Church
Board of Trustees, stated he did not think the
Church would wish to remove the trees since
the sidewalk request was not granted. Mr.
Krueger was informed that the Church should
make its request for a driveway to the Depart-
ment of Public Works.

ABC LICENSE Notice of Application for Transfer of Alcoholic
Beverage License, Off Sale Beer and Wine, Beer
and Wine Wholesaler's and Beer and Wine Im-
porters, of Fred L. Muther, Regal Pale Distribut-
ing Company of Lodi, 100 E 99 Frontage Road.

ST. PETER'S Letter from the St. Peter's Lutheran Church
LUTHERAN CH. requesting permission to drain the waste water
COOLING SYSTEM from its cooling system into the City's sani-
tary sewer system. The request had been
referred to the Director of Public Works who
recommended that it be granted, stating that
the discharge into the sanitary system should
not present any serious problem and would be
temporary until such time as the new storm
system was constructed. On motion of Coun-
cilman Mitchell, Brown second, the request was
granted by unanimous vote.

PROPOSITION 1 Request from the Veterans for Proposition 1
CAL-VET LOANS Committee that the City Council adopt a resolu-
ENDORSED tion endorsing Proposition No. 1 on the June
ballot which provides bonds for the continu-
ance of the California Veterans Farm and Home

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RES. NO. 2322 Program. The Council felt that the amendment
ADOPTED was not of a partisan nature and on motion of
Councilman Brown, Katzakian second, adopted
Resolution No. 2322 endorsing Amendment No. 1.

CENSUS REPORT Report from the Bureau of the Census District
Supervisor that the preliminary census count
taken as of April 1, 1960 is 23,201 for the
City of Lodi.

REPORTS OF THE CITY MANAGER

AWARD - PUMP The City Manager presented the following tab-
ulation of bids received for the pump for Well
RES. NO. 2323 #11:
ADOPTED

San Joaquin Pump Co.	\$ 4,842.40
Fairbanks-Morse	4,625.25
Wintroath Pumps	4,616.56
Western Pumps	4,604.00
Layne & Bowler	4,327.44
Jacuzzi Bros.	4,272.32

On motion of Councilman Brown, Katzakian
second, the Council adopted Resolution No. 2323
awarding the contract for the pump to Jacuzzi
Bros.

AWARD -
D-7 TRACTOR
RES. NO. 2324
ADOPTED

Mr. Graves reported that one bid, from Holt
Bros., had been received for the tractor and
dozer (to be used at the Sanitary Fill) in
the amount of \$23,500 including trade-in.
Mr. Norman Williams, representing the Delta
Tractor Company which handled International
Harvester tractors, stated that his company
had not received a notice to bid and that the
specifications should have been competitive
so as to give companies handling other makes
a chance to bid. He asked that the bid be
rejected and that the City re-advertise with
competitive specifications. It was called to
Mr. William's attention that the call for bids
had been advertised in the local newspaper.
The Council had at its prior meeting discussed
the question of closed specifications; that the
using department had made a very extensive
research among other users of similar equip-
ment and present recommendations were that
the D-7 Caterpillar would best suit the City's
present and future needs and that the cost of
maintenance and repair based on the experience
of other users would warrant closed specifica-
tions. The City Attorney further stated that
in arriving at this conclusion the Council was
guilty of no fraud and that the decision
reached was not arbitrary. In the opinion of
the City Attorney, therefore, the bid was
legal. On motion of Councilman Brown, Kat-
zakian second, the Council adopted Resolu-
tion No. 2324 awarding the contract for a D-7
Caterpillar to Holt Bros. for \$23,500 by
unanimous vote.

AWARD -
TRACTOR
LOADER

City Manager Graves informed the Council that
the bids on the tractor-loader, award of which
had been postponed from the meeting of May 4,
had been reviewed and that the low bid of Lodi
Tractor Company complied with the specifications.

RES. NO. 2325 He therefore recommended that award be made to
ADOPTED Lodi Tractor Company. Councilman Katzakian
moved the adoption of Resolution No. 2325
awarding the contract for the tractor-loader
to Lodi Tractor Company for \$1,732.37. Motion
was seconded by Councilman Mitchell and passed
unanimously.

AWARD - PALM The following bids for construction of street
AVE ST LIGHTS lights along Palm Avenue were presented:

RES. NO. 2326	Ets-Hokin & Galvan	\$ 8,850.00
ADOPTED	Electric Equipment Co.	9,296.00
	Collins Electrical Co.	9,423.00
	R. Goold & Son	13,570.00

City Attorney Mullen stated the lowest bid
was in compliance with legal requirements. On
motion of Councilman Mitchell, Katzakian second,
the Council adopted Resolution No. 2326 award-
ing the contract for the Palm Avenue Street
Lights to Ets-Hokin & Galvan for \$8,850.00.

LOADING ZONE Mr. Graves reported that a request had been
AT 101 N. received for a loading zone at 101 North Sacra-
SACRAMENTO mento Street (Payless Market and Liquors)
since trucks making deliveries are forced to
RES. NO. 2327 double park which occurs frequently during the
ADOPTED day. He recommended that the request be
granted. On motion of Councilman Brown,
Ullmann second, the City Council adopted
Resolution No. 2327 eliminating one parking
stall at 101 North Sacramento Street and
establishing a loading zone therein.

W. LOCKEFORD Mr. Graves presented the estimated costs for
ST. PAVING paving that portion of Lockeford Street from
Cross Street east to the east line of Cherry-
wood Park, amounting to \$4450. A portion of
the cost would be borne by the property
owners on the south side of the street. The
City Manager recommended that the work be
done. On motion of Councilman Katzakian,
Brown second, the Council directed the Depart-
ment of Public Works to proceed with the paving
of the portion of Lockeford Street above
mentioned.

STREET Mention was made of the 1960-61 Street Deficiency
DEFICIENCY Report from the Department of Public Works
REPORT which had been presented to members of the
Council for their information. The City
Manager said he would make his recommendation
on current street needs when he presented the
budget recommendations.

COMPLAINTS RE The City Manager reported on a meeting held
GARBAGE CO. with the Scavenger Company stating that the
Company would re-arrange some of their routes
in an endeavor to cut down on complaints re-
garding early morning pickups.

TERMINATE The City Manager stated that the parking area
SP LOT LEASE which the City leases from the Southern Pacific
Company on Sacramento Street between Pine and
Oak is able to accommodate 20 cars and that
according to the lease the parking area cannot
be extended. He felt that use of the lot did

not warrant renewal of the lease at \$400 a year as requested by the Company. On motion of Councilman Mitchell, Katzakian second, the Council by unanimous vote ordered the lease of the Southern Pacific Company property between Pine and Oak Streets cancelled.


BROWN TO
PENSION BD.

Mayor Culbertson moved that Councilman Brown be appointed to the Pension Board in his place. Motion was seconded by Councilman Katzakian and carried.

CITY MANAGER
SALARY INC.

Councilman Brown moved, Katzakian second, that the City Manager be given a salary increase of \$1,000 a year, making a total salary of \$13,000 effective May 1, 1960. So carried. Mr. Graves was commended for doing a very efficient and outstanding job.

The Council then adjourned on motion of Councilman Katzakian, Brown second.

ATTEST: 
BEATRICE GARIBALDI
City Clerk